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Attorney's Docket No.: 10278-009001/98.6

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THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Allan M. Miller et al.  
Serial No. : 09/407,605  
Filed : September 28, 1999  
Title : OPTIMIZED MESSENGER RNA

Art Unit : 1643  
Examiner : Robinson, Hope A

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Commissioner for Patents  
Washington, D.C. 20231

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NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated January 29, 2002, finally rejecting claims 64-79, 81-94, 96-108, 110-120, 122-125, 127-130 and 132-135.

A petition for an extension of time under 37 CFR §1.136 to extend the time to respond to the final rejection for 3 month(s) to and including July 29, 2002 was filed on July 24, 2002 with an amendment and response (copy enclosed).

A check in the amount of \$160 for the appeal fee is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: \_\_\_\_\_

7-29-02

*Y. Rocky Lewis*  
Louis Myers  
Reg. No. 35,965

Reg. No. 34053

Fish & Richardson P.C.  
225 Franklin Street  
Boston, Massachusetts 02110-2804  
Telephone: (617) 542-5070  
Facsimile: (617) 542-8906

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I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the

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*Manan K. K.*